

FOR PUBLICATION

IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN

APPELLATE DIVISION

LORENZO ANTONIO LIBURD,)	
)	D.C. CRIM. APP. NO. 93-127
Appellant,)	
)	T.C. CRIM. NO. F170-92
v.)	
)	
GOVERNMENT OF THE VIRGIN ISLANDS))	
)	
Appellee.)	
_____)	

On Appeal from the Territorial Court of the Virgin Islands
Argued: June 15, 1994
Filed: June 16, 1994

BEFORE: **THOMAS K. MOORE**, Chief Judge, District Court of the Virgin Islands; **STANLEY S. BROTMAN**, Senior Judge of the United States District Court for the District of New Jersey, Sitting by Designation; and **MARIA M. CABRET**, Judge of the Territorial Court of the Virgin Islands, St. Croix Division, Virgin Islands, Sitting by Designation.

APPEARANCES:

Victor G. Schneider, Chief
Territorial Public Defender
8191 Subbase, Suite #16
P.O. Box 6040
St. Thomas, V.I. 00801
Attorney for Appellant

Elliot M. Davis, Esq., Asst. Atty. General
V.I. Department of Justice
8050 Kronprindens Gade
Suite #1
St. Thomas, V.I. 00802
Attorney for Appellee

JUDGMENT OF THE COURT

This matter is before the Court on appeal from the Territorial Court of the Virgin Islands, having been orally argued on June 15, 1994. Appellant challenges the following of the Territorial Court's findings:

1. The Territorial Court's jurisdiction over the prosecution of appellant's criminal acts;
2. The Territorial Court's denial of appellant's peremptory strike of a juror and its rejection of appellant's objection to the Government's striking of young black jurors;
3. The Territorial Court's failure to instruct the jury regarding the 24 hour exception to the firearm possession statute pursuant to V.I. CODE ANN. tit 23, §470(a); and
4. The Territorial Court's refusal to give a specific intent jury instruction regarding intent to injure for the assault in the third degree charge?

After due consideration,

IT IS on this 16th day of June, 1994, hereby **ORDERED AND ADJUDGED** that the judgment of the Territorial Court is **AFFIRMED**.

FOR THE COURT:

_____/s/_____
THOMAS K. MOORE, CHIEF JUDGE
DISTRICT COURT OF THE VIRGIN ISLANDS

A T T E S T:
ORINN F. ARNOLD
Clerk of the Court

BY: _____
Deputy Clerk

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Copies to: Elliot M. Davis, Esq., Asst. Atty. General
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Lori Gilmore, Esq.
C. Francis
Ive A. Swan, Judge of the Territorial Court